

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

Re Application of: JOCHEN KAPPEL et al.
 Serial No.: 09/825,298
 Filed: April 2, 2001
 Confirmation No.: 4066
 For: SYSTEM AND METHOD FOR
EXCEPTION HANDLING

Group Art Unit: 2126
 Examiner: S. Lao
 Our Customer ID: 22827
 Our Account No.: 04-1403
 Attorney Ref.: SSM-9.4

Sir:

1. **NOTICE OF APPEAL:** Pursuant to 37 CFR 41.31, Applicant hereby appeals to the Board of Appeals from the decision dated 08/23/2004 of the Examiner twice/finally rejecting claims 1-20.
2. **BRIEF** on appeal in this application pursuant to 37 CFR 41.37 is transmitted herewith (1 copy)
3. An **ORAL HEARING** is respectfully requested under 37 CFR 41.47 (due within one month after Examiner's Answer).
4. Reply Brief under 37 CFR 41.41(b) is transmitted herewith (1 copy).
5. "Small entity" verified statement filed: herewith previously.

FEE CALCULATION:

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 Fee NOT required since paid in prior appeal in which the Board of Appeals did not render a decision on the merits.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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By: RICHARD M. MOOSE Reg. No. 31,226

Signature: Richard M. Moose

Date: February 22, 2005

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I hereby certify that this paper, papers attached hereto, and/or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

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